

**CITY OF WHEATLAND
City Hall
111 C Street
WHEATLAND, CA 95692**

**WHEATLAND ROAD REHABILITATION PROJECT
FEDERAL CONTRACT NO. ESPL-5048 (005)**

NOTICE INVITING BIDS

NOTICE IS HEREBY GIVEN that sealed bids will be received by the City Clerk of the City of Wheatland, 111 C Street, Wheatland, California, until the hour of 2:00 pm on June 2, 2010, at which time they will be publicly opened and read aloud in the conference room of the City of Wheatland, 111 C Street, Wheatland, California, for:

**CITY OF WHEATLAND
WHEATLAND ROAD REHABILITATION PROJECT
FEDERAL CONTRACT NO. ESPL-5048 (005)**

In General, the Project consists of pavement resurfacing including digging-out localized pavement failures, grinding edges of pavement, pedestrian ramps, pavement reinforcing fabric, HMA overlay, and pavement markings. The approximate project limits on Wheatland Road are from E Street to G Street.

Complete bid packages, including project plans, technical specifications, bid forms and contract documents may be obtained at:

City of Wheatland
111 C Street
Wheatland, California 95692
Phone (530) 633-2761, fax (530) 633-9102.

Plans, Specifications, Bid Documents, and Contracts are \$40 per set (Non-refundable). An additional non-refundable charge of \$20 per set will be added if special mailing is requested. Checks shall be made payable to "City of Wheatland".

Bidders are advised that, as required by federal law, the City of Wheatland is implementing new Disadvantaged Business Enterprise requirements for Underutilized Disadvantaged Business Enterprises (UDBE). Section 2, "Proposal Requirements and Conditions," under subsection titled "Disadvantaged Business Enterprises (DBE)" and Section 5, "General," under subsection titled "Performance of Subcontractors" of these special provisions cover the UDBE requirements. **The UDBE Goal for this project is 6.1%.**

The City of Wheatland is implementing new contract requirements for submittal of Monthly Employment Report forms. Refer to section titled "Monthly Employment Report (American Recovery and Reinvestment Act)" under Section 5, "General," of these special provisions.

Attention is directed to Section 1-1.01, "General," of the Amendments to the Standard Specifications, Dated May 2006, regarding plain language specifications.

THIS PROJECT IS SUBJECT TO THE "BUY AMERICA" PROVISIONS OF THE SURFACE TRANSPORTATION ASSISTANCE ACT OF 1982 AS AMENDED BY THE INTERMODAL SURFACE TRANSPORTATIONS EFFICIENCY ACT OF 1991.

In accordance with California Public Contract Code Section 3400, bidders may propose equals of products listed in the technical specifications or project plans by manufacturer name, brand or model number, unless the technical specifications or plans specify that the product is necessary to match others in use. Complete information for products proposed as equals must be submitted to the Coastland Civil Engineering for review at least 10 working days before the time specified for bid opening in accordance with the bidders instructions contained in the bid package.

In accordance with California Public Contract Code Section 20170, all bids must be presented under sealed cover and include one of the following forms of bidder's security: cash, cashier's check made payable to the City, certified check made payable to the City, or a bidder's bond. The amount of bidder's security provided must equal at least ten (10) percent of the total of the bid price for the base bid and the additive or deductive items listed in this notice. The successful bidder must submit to the City complete, executed copies of all required documents within ten (10) working days of receiving written notice of award of the project. Bidder's security of any successful bidder that fails to do so will be forfeited to the City. Such required documents include, but are not limited to, a payment or labor and materials bond in an amount of at least 100 percent of the amount payable by the terms of the project contract and that satisfies the requirements of California Civil Code Section 3248, and a performance bond in an amount of at least 100 percent of the amount payable by the terms of the contract. All project bonds must be executed by an admitted surety insurer in accordance with applicable law and acceptable to the City.

Pursuant to the provisions of Section 1770 et seq. of the California Labor Code the Director of Industrial Relations for the State of California has ascertained the current general prevailing rate of wages for employer purposes, in Yuba County, State of California. Not less than the general prevailing rate of per diem wages for work of a similar character in Yuba County and not less than the general prevailing rate of per diem wages for holiday work fixed as provided in the California Labor Code shall be paid to all workers engaged in performing the project.

In accordance with the California Government Code Section 1773.2, copies of the applicable determinations of the Director are on file in the City of Wheatland, office of the City Engineer, and may be reviewed upon request.

In accordance with the State of California Administrative Code Title 8, Group 3, Article 2, Section 16109, Publication of Prevailing rates by Awarding Bodies, copies of the applicable

determinations of the Director are on file in the City of Wheatland and may be reviewed upon request. If there is a difference between the minimum wage rates predetermined by the Secretary of Labor and the prevailing wage rates determined by the Department of Industrial Relations for similar classifications of labor, the Contractor and Contractor subcontractors shall pay not less than the higher wage rate.

Pursuant to Section 1773 of the Labor Code, the general prevailing wage rates in the county in which the work is to be done have been determined by the Director of the California Department of Industrial Relations. These wages are set forth in the General Prevailing Wage Rates for this project, available at the Engineering Department at the offices of the City of Wheatland 111 C Street, CA 95692 and available from the California Department of Industrial Relations' Internet website at <http://www.dir.ca.gov/DLSR/PWD>. The Federal minimum wage rates for this project as predetermined by the United States Secretary of Labor are set forth in the Bid book and in copies of this book that may be examined at the offices described above where project plans, special provisions, and proposal forms may be seen. Addenda to modify the Federal minimum wage rates, if necessary, will be issued to holders of Bid books. Future effective general prevailing wage rates which, have been predetermined and are on file with the California Department of Industrial Relations are referenced but not printed in the general prevailing wage rates.

Attention is directed to the Federal minimum wage rate requirements in the Bid Book. If there is a difference between the minimum wage rates predetermined by the Secretary of Labor and the general prevailing wage rates determined by the Director of the California Department of Industrial Relations for similar classifications of labor, the Contractor and subcontractors shall pay not less than the higher wage rate. The Department will not accept lower State wage rates not specifically included in the Federal minimum wage determinations. This includes "helper" (or other classifications based on hours of experience) or any other classification not appearing in the Federal wage determinations. Where Federal wage determinations do not contain the State wage rate determination otherwise available for use by the Contractor and subcontractors, the Contractor and subcontractors shall pay not less than the Federal minimum wage rate which most closely approximates the duties of the employees in question.

The City of Wheatland hereby notifies all bidders that it will affirmatively insure that in any contract entered into pursuant to the Contractor's advertisement, disadvantaged business and woman owned business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

This contract is subject to state contract nondiscrimination and compliance requirements pursuant to Government Code Section 12990.

A pre-bid meeting is not scheduled for this project.

In accordance with California Public Contract Code Section 3300, a valid Class A California contractor's license is required to bid on the project.

In accordance with California Public Contract Code Section 22300, except where prohibited by federal regulations or policies, the successful bidder may, on request and at its expense, substitute securities in lieu of amounts withheld by the City from progress payments to ensure performance under the contract in accordance with the contract documents.

The City of Wheatland reserves the right to postpone the date and time for the opening of proposals at any time prior to the date and time announced in the advertisement in accordance with applicable law.

The City of Wheatland reserves the right to reject any and all bids or to waive any defects or irregularity in bidding in accordance with applicable law. In accordance with California Public Contract Code Section 20103.8, if the City elects to award a contract for performance of the project, the contract will be awarded in accordance with California Public Contract Code Section 20162 and other applicable law to the responsible bidder submitting a responsive bid with the lowest total bid price for the base bid without consideration of the bid price for any additive or deductive items. All bids will remain valid for 90 days after the bid opening. Except as permitted by law and subject to all applicable remedies, including forfeiture of bidder's security, bidders may not withdraw their bid during the 90 day period after the bid opening.

By order of the City Council of the City of Wheatland, Yuba County, California.